

CHAPTER 220

DISBARMENT PROCEEDINGS

S. F. 127

AN ACT to amend and revise section ten thousand nine hundred thirty-three (10933) and section ten thousand nine hundred thirty-four (10934) of the code 1924 relative to procedure, pleading, trial and evidence in disbarment proceedings against attorneys and counselors at law.

Be it enacted by the General Assembly of the State of Iowa:

1 SECTION 1. That section ten thousand nine hundred thirty-three
2 (10933) and section ten thousand nine hundred thirty-four (10934)
3 of the code are hereby repealed and the following is enacted in lieu
4 thereof.

5 Section 10933. ~~Notice—pleading—trial—evidence~~ preserved. If
6 the court deem the accusation sufficient to justify further action, it
7 shall cause an order to be entered requiring the accused to appear
8 and answer in the court where the accusation or charge shall have
9 been filed on a day therein fixed, and shall cause a copy of the ac-
10 cusation and order to be served upon him personally and the clerk
11 of the district court shall immediately certify to the clerk of the
12 supreme court a copy of the accusation, and thereupon the chief
13 justice of the supreme court shall notify the attorney general of
14 such accusation and cause a copy thereof to be delivered to him, and
15 it shall thereupon become the duty of the attorney general to super-
16 intend either through his office, or through a special assistant to be
17 designated by him, the prosecution of such charges, and the supreme
18 court shall designate three district judges to sit as a court to hear
19 and decide such charges. The hearing shall be at such time as the
20 chief justice of the supreme court may designate, and shall be held
21 within the county where the accusation was originally filed. The
22 determination of all issues shall be heard before the said judges
23 selected by the supreme court as herein provided for. The records
24 and judgment at such trial shall constitute a part of the records of
25 the district court in the county in which the accusations are originally
26 filed. To the accusation, the accused may plead or demur and the
27 issues joined thereon shall in all cases be tried by said judges so
28 selected and all of the evidence at such trial shall be reduced to
29 writing, filed and preserved. The court costs incident to such pro-
30 ceedings, and the reasonable expense of said judges in attending said
31 hearing after being approved by the supreme court shall be paid out
32 of the fund received under section ten thousand nine hundred four-
33 teen of this code.

Approved April 18, A. D. 1927.